IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6470 OF 2007

Shri Girish Bindumadhav Katti] .. Petitioner

Versus

1. The Government of Maharashtra & anr.] .. Respondents

Mr. M.D. Lonkar i/b Ms. P.P. Tendulkar for the petitioner.

Mr. V.A. Sonpal, AGP, for the respondents No.1 & 2.

CORAM: S.B. MHASE &
D.G. KARNIK, JJ.

DATED: 30TH OCTOBER, 2007

P.C. :

1. By this petition, the petitioner challenges the order dated 7th August, 2007, passed by the Maharashtra Administrative Tribunal (for short "MAT") rejecting the original application as barred by limitation.

2. We have heard the learned counsel for the parties. Counsel for the petitioner also admitted that the application before the MAT was clearly barred by time. He, however, submitted that the delay ought to have been condoned in view of the fact that the

petitioner had taken a chance in the next examination also. In our view, that is no ground for condonation of delay. In fact the petitioner has exhausted all three chances for passing the examination. Only after he failed in the third attempt he is making the grievance about his earlier representation not being considered. He should not have taken all the chances and then filed the petition before the MAT for consideration of his representation. In any event, that is no ground for condonation of delay.

3. In the circumstances, there is no merit in the petition which is hereby rejected summarily.

Sd/-
[D.G. KARNIK, J.]

Sd/-
[S.B. MHASE, J.]